

Examiner-Initiated Interview Summary	Application No.	Applicant(s)	
	10/693,317	LUNDBERG ET AL.	
	Examiner	Art Unit	
	Humera N. Sheikh	1615	

All Participants:

(1) Humera N. Sheikh.

(2) Andrew Fessak.

Status of Application: Rejected

(3) _____

(4) _____

Date of Interview: 26/27 October 2005

Time: 1 pm (EST)

Type of Interview:

- ☒ Telephonic
☐ Video Conference
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☒ No

If Yes, provide a brief description:

Part I.

Rejection(s) discussed:

35 USC 101 and 112-2nd paragraph; Claim objection (claim 2)

Claims discussed:

of record: 1-20

Prior art documents discussed:

no

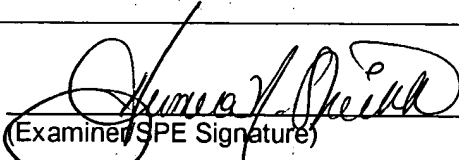
Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

See Continuation Sheet

Part III.

- ☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.
☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.


 (Examiner/SPE Signature)

 (Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: Examiner notified attorney of issues with regards to claims 2, 4, 5, 7 and 20. Specifically Examiner indicated the following: (1) For claim 2, 'selected from the group consisting of' language was suggested to place claim in proper Markush format. Currently the term 'consisting' is omitted; (2) Claims 4, 5 and 7 contain 'e.g.' terminology, which makes the claims indefinite under 112-2nd paragraph, since the term 'e.g.' is confusing whether the limitations following the term are exemplary or not. 'Selected from the group consisting of' Markush language was suggested to overcome indefinite issue. For claim 7, the phrase 'such as' in place of 'e.g.' was recommended; (3) Claim 20 is a use claim, which creates 101/112 1st issues, since the claim recites a 'use' with no process steps. Examiner requested but was denied approval to do an Examiner's Amendment making the proposed changes as discussed above. Attorney requested Examiner to submit the Official Action instead. Examiner agreed to submit a Non-Final Office Action..